# STATE BOARD OF ELECTIONS STATE OF ILLINOIS

2329 S. MacArthur Blvd. Springfield, Illinois 62704-4503 217/782-4141 TTY: 217/782-1518

Fax: 217/782-5959

James R. Thompson Center 100 W. Randolph St, Ste 14-100 Chicago, Illinois 60601-3232 312/814-6440 TTY: 312/814-6431

Fax: 312/814-6485



EXECUTIVE DIRECTOR Rupert T. Borgsmiller

BOARD MEMBERS
William M. McGuffage, Chairman
Jesse R. Smart, Vice Chairman
Harold D. Byers
Betty J. Coffrin
Ernest L. Gowen
Judith C. Rice
Bryan A. Schneider
Charles W. Scholz

#### **AGENDA**

State Board of Elections Sitting as the Duly Authorized State Officers Electoral Board Monday, September 17, 2012 10:30 a.m.

2329 S. MacArthur Blvd.
Springfield, Illinois
and via videoconference
James R. Thompson Center – Suite 14-100
Chicago, Illinois

#### Roll call.

- 1. Approve the Rules of Procedure for the State Officers Electoral Board.
- 2. Consideration of objections to candidate nomination for the November 6, 2012 General Election;
  - a. Martin v. Obama, 12SOEBGE111;
  - b. Freeman v. Obama, 12SOEBGE112;
  - c. Jackson v. Obama, 12SOEBGE113.
- 3. Other business.
- 4. Adjourn the State Officers Electoral Board.

# **RULES OF PROCEDURE**

ADOPTED BY THE STATE BOARD OF ELECTIONS SITTING
AS THE DULY CONSTITUTED STATE OFFICERS ELECTORAL BOARD
FOR THE HEARING AND PASSING UPON OBJECTIONS TO
NOMINATING PAPERS SEEKING TO PLACE ESTABLISHED POLITICAL
PARTY CANDIDATES ON THE BALLOT FOR THE NOVEMBER 6, 2012
GENERAL ELECTION

Pursuant to Section 10-10 of the *Election Code* (10 ILCS 5/10-10), the State Board of Elections, acting in its capacity as the State Officers Electoral Board (the "Board"), a duly constituted electoral board under Section 10-9 of the *Election Code*, hereby adopts the following rules of procedure:

#### 1. EXPEDITED PROCEEDINGS

On all hearing dates set by the Board or its designated hearing examiner, the objector and the candidate (at times individually referred to as "party" or collectively referred to as the "parties") shall be prepared to proceed with the hearing of their case. Due to statutory time constraints, the Board must proceed as expeditiously as possible to resolve the objections. Therefore, there will be no continuances or resetting of any hearing except for good cause shown. The parties shall make themselves reasonably available by telephone (including cellular phone) during the day and at least until 7:00 P.M (or as otherwise directed by the Board or hearing examiner) for receipt of notice from the Board, from the hearing examiner, or from opposing parties during the course of these proceedings. If the Board or hearing examiner has made reasonable attempts to contact a party by telephone, cellular phone, fax or by e-mail at the number(s) or address(s) provided by that party and the party cannot be contacted or fails to respond to such contacts, the party will be deemed to have received constructive notice of the proceedings and the proceedings may go forward without the presence of that party. If a party has received actual or constructive notice of a hearing and fails to appear, the failure to appear shall constitute acquiescence by such party as to any action taken at that hearing or any agreement made by and between the parties present at the hearing. If the objector fails to appear at a hearing, the Board may dismiss the objection for want of prosecution.

# 2. APPEARANCE

The candidate or objector may appear in person on his or her own behalf and participate in any proceeding before the Board or may appear by an attorney licensed to practice law in the State of Illinois. Non-attorneys other than a party appearing pro se shall not appear or participate (including the offering of any argument or advocating a position to the Board, any counsel to the Board or the Board's appointed Hearing examiner) in the Board's hearings on behalf of either the candidate or the objector, except that non-attorneys may participate as observers or

coordinators at any records examination on behalf of any party. Out of state attorneys may appear subject to Part 125.60(b) of the Rules and Regulations of the State Board of Elections. A party must file with the Board and other parties of the case a written appearance stating his or her name, address, telephone or cellular phone number, and, if available, a fax number and e-mail address as well as the name and contact information of his or her attorney, where appropriate.

# 3. AUTHORITY OF THE BOARD

The Board itself or through its duly appointed hearing examiner if applicable; (See Part 5 below) shall conduct all hearings and take all necessary action to avoid delay, to maintain order, to ensure compliance with all notice requirements, and to ensure the development of a clear and complete record. If a Hearing Examiner has been duly appointed, the Hearing Examiner shall preside over all such hearings. At the discretion of the Board or the hearing examiner, hearings may be conducted in two or more locations connected by telephonic or video conference; however, any witness who is going to provide verbal testimony must appear at the same location as the requesting party or its counsel (unless otherwise agreed by such requesting party or their counsel, and the hearing examiner or Board). The Board or its designated hearing examiner shall have all powers necessary to conduct a fair and impartial hearing including, but not limited to:

- (a) Administer oaths and affirmations;
- (b) Regulate the course of hearings, set the time and place for continued hearings, fix times for filing of documents, provide for the taking of testimony by deposition if necessary, and in general conduct the proceedings according to recognized principles of administrative law and the provisions of these Rules;
- (c) Examine witnesses and direct witnesses to testify, limit the number of times any witness may testify, limit repetitious or cumulative testimony, and set reasonable limits on the amount of time each witness may testify;
- (d) Rule upon offers of proof and receive relevant evidence;
- (e) Direct parties to appear and confer for the stipulation of facts or simplification of issues, and otherwise conduct case management conferences;
- (f) Dispose of procedural requests or similar matters;
- (g) Issue subpoenas and rule upon objections to subpoenas (subject to the provisions of paragraph 8 below) and discovery requests;
- (h) Consider and rule upon all motions presented in the course of the proceedings except that a Motion to Strike or Dismiss an Objection or a Motion for Directed Verdict or its administrative equivalent can only be ruled upon by the Board.

Unless otherwise directed by the hearing examiner, the hearing of the objection will proceed despite the filing of the above Motions;

- (i) Consider such competent and relevant evidence as may be submitted, including, but not limited to, documentary evidence, affidavits and oral testimony; and
- (j) Enter any order that further carries out the purpose of these Rules.

The Board may on its own motion, strike any objection if it determines that the objection does not meet the requirements set forth in 10 ILCS 5/10-8. In addition, the Board on its own motion may strike an objection or any portion thereof that it determines to be not well grounded in fact and/or law or is otherwise subject to dismissal as a matter of law.

# 4. SERVICE OF DOCUMENTS

All briefs, notices, documents, pleadings, answers and correspondence shall be served upon the opposing parties, or their attorneys if represented by counsel, and filed with the General Counsel and the hearing examiner where appropriate. All briefs, notices, documents, pleadings, answers and correspondence may be sent by telefax or e-mail attachment if the other receiving party or his or her representative agrees. In those instances where a telefax or an unsigned e-mail communication is used, a hard copy shall also be sent by regular mail. The date the telefax or e-mail attachment is sent shall be deemed the date notice is given.

# 5. MOTIONS PRACTICE

# All Motions Generally

- (a) If a hearing examiner has been appointed, motions shall be addressed to the hearing examiner, with copies provided to the General Counsel's office in Springfield. The hearing examiner will decide motions in due course and will recommend a decision on dispositive motions to the Board. If a hearing examiner has not been appointed, motions will be filed with the General Counsel and will be decided by the Board.
- (b) The Board will decide all motions in cases in which no hearing examiner has been appointed. In accordance with the Open Meetings Act, the Board may meet by video conference call to rule on such motions. The Chairman may appoint a member of the Board or the staff of the Board to hear and decide for the Board all motions except dispositive motions. Oral argument shall be permitted at the Board's discretion.
- (c) Motions for continuance are discouraged and will be granted only in extreme circumstances.

# **Dispositive Motions**

- (d) The Board will decide all dispositive motions upon their submission, or upon receipt of the recommendation of a hearing examiner and/ or the General Counsel if such recommendation is submitted.
- (e) Preliminary motions not already ruled upon and objections to an objector's petition in the nature of a motion to dismiss or strike the objections will be heard prior to the case on the merits if so directed by the Chairman. The Board may, in its discretion, reserve rulings on preliminary motions and objections pending further hearing thereon.

#### 6. EVIDENCE

Evidence will be heard by either the Board or the duly appointed hearing examiner as may be submitted, including, but not limited to, documentary evidence, depositions, affidavits, and oral testimony. Evidentiary depositions submitted by either party shall be entered into evidence. Discovery depositions shall be entered into evidence if agreed to by both parties, otherwise such depositions may only be used for purposes of impeachment. Such documentary evidence shall be presented at a hearing, however service of such documentary evidence may be made by facsimile or e-mail followed by a copy to be served by U.S. Mail if the Board or hearing examiner finds that to be the most expedient method of service. Nothing in this paragraph shall be construed to limit the authority of the Board to reject a party's submission of evidence if it believe such evidence is not relevant, material or competent.

Due to the fact that the Board must hear and pass upon objections within a limited time, extended examination and cross examination of witnesses will be subject to the discretion of the Board or its duly appointed hearing examiner, and the Board/hearing examiner will not be bound by the rules of evidence which prevail in the circuit courts of Illinois. The Chairman shall make all necessary evidentiary rulings, subject to appeal to the entire Board. Where a hearing examiner has been appointed, he or she will receive all evidence and make all evidentiary rulings, subject to review by the entire Board. The Board will not retry issues heard by a hearing examiner unless the hearing examiner has excluded evidence the Board believes should have been admitted. In such cases the Board will hear the excluded evidence and such other evidence as may be appropriate in response to the matter excluded. The Board will not hear evidence that could have been but was not presented to the hearing examiner, nor will the Board consider objections that could have been, but were not raised in the original objection

#### 7. ARGUMENT

All arguments and evidence must be confined to the points raised by the objector's petition and objections, if any, to the objector's petition. The Board may in its discretion limit or not allow oral argument before it.

With regard to the substance of the objections, generally the objector must bear the burden of proving by operation of law and by a preponderance of the relevant and admissible evidence ("the burden of proof") that the objections are true and that the candidate's nomination papers are invalid.

#### 8. ORDER

If the objections are sustained in whole or in part, the Board will issue an Order declaring the remedy up to and including invalidation of the nomination papers. The Board will state its findings in writing noting the objections which have been sustained. If the objection is overruled, the Board will issue the appropriate Order; stating its findings in writing.

# 9. GENERAL PROCEDURES

For the matters not covered herein, the Board will generally follow the provisions of the Code of Civil Procedure of Illinois and the rules of the Illinois Supreme Court regulating discovery and practice in trial courts, provided however that the Board will not be strictly bound by the Code or rules in all particulars.

# 10. TRANSCRIPT AND RECORD OF PROCEEDINGS

A transcript of the proceedings will be made by a certified court reporter. Copies may be purchased from the reporter and will not be furnished by the Board.

If a party aggrieved by the decision of the Board timely files and serves upon the Board and its Members a proper petition for judicial review pursuant to Section 10-10.1 of the Election Code, the Board shall, upon the written request of the petitioner or upon order of the Circuit Court, prepare and file with the Circuit Court the record of proceedings before the Board. The petitioner or the Court shall designate which portions of the record of proceedings are to be prepared and filed. The respondent or respondents in the judicial review proceedings may designate in writing additional portions of the record of proceedings to be prepared and filed if not included in the petitioner's designation of the record. The parties to a judicial review proceeding are encouraged to limit the record of proceedings to be filed with the Court to only those records material and relevant to the issues on judicial review so that the preparation and filing of unnecessary records is avoided.

# ADOPTED THIS 17<sup>th</sup> Day of September, 2012

William On Jeffer	)	CONSTITUTING THE
Jone R. Smart	)	STATE BOARD OF
Hawled R. Byers	)	ELECTIONS
Betty Collin	)	SITTING AS THE
Set L. fews	)	DULY AUTHORIZED
Joleth Rue	)	STATE OFFICERS
Bryan athlneider	)	ELECTORAL
March .	)	BOARD

Date:9/13/2012 3:40PM

Illinois State Board of Elections

Page:1

# Objection Report

Objection Information

Office and Party

Hearing Information

12SOEBGE111

PENDING

09/13/2012 01:59 PM

SBE

09/17/2012 10:30 AM

Candidates:

BARACK OBAMA 5046 SOUTH GREENWOOD

**AVENUE** 

CHICAGO, IL 60615

PRESIDENT AND VICE PRESIDENT

**DEMOCRATIC** 

Objectors:

AMANDA MARTIN 1615-2350TH STREET ATLANTA, IL 61723

12SOEBGE112

PENDING

09/13/2012 02:15 PM

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09/17/2012 10:30 AM

<u>Candidates:</u>

**BARACK OBAMA** 

5046 SOUTH GREENWOOD

**AVENUE** 

CHICAGO, IL 60615

PRESIDENT AND VICE PRESIDENT

DEMOCRATIC

Objectors:

BENJAMIN C. FREEMAN

445 SOUTH EDWARDS STREET

DECATUR, IL 62522

12SOEBGE113

PENDING

09/13/2012 02:28 PM

SBE

09/17/2012 10:30 AM

Candidates:

**BARACK OBAMA** 

5046 SOUTH GREENWOOD

AVENUE

CHICAGO, IL 60615

PRESIDENT AND VICE PRESIDENT

DEMOCRATIC

Objectors:

MICHAEL D. JACKSON 100 CAROLINE STREET

MORTON, IL 61550



# OFFICIAL CERTIFICATION OF NOMINATION

As Chair and Secretary respectively of the National Convention of the Democratic Party of the United States of America, having assembled in Charlotte, North Carolina on September 4 through 6, 2012, WE DO HEREBY CERTIFY that the following are the nominees of said Party for President and Vice President of the United States respectively, and that the following are legally qualified to serve as President and Vice President of the United States respectively under the applicable provisions of the United States Constitution:

# For President of the United States

Barack Obama 5046 South Greenwood Avenue Chicago, Illinois 60615

# For Vice President of the United States

Joe Biden 1209 Barley Mill Road Wilmington, Delaware 19807

Antonio Villaraigosa

Chair, Democratic National Convention

Alice Travis Germond

Secretary, Democratic National Convention

Mecklenburg County, North Carolina

Signed and sworn to before me this day by ANTONIO VILLARAIGOSA and ALICE TRAVIS GERMOND.

Date: September 5, 2012

My Comm. Exp.

My Comm. Exp.

July 4, 2015

My Commission expires: 7-4-2015

My Commission expires: 7-4-2015

William McGuffage IL State Board of Elections Springfield Office 2329 S. MacArthur Blvd. Springfield, IL 62704

ORIGINAL ON FILE AT STATE BD OF ELECTIONS ORIGINAL TIME STAMPED AT Dept. 13, 2012@1:59p.m.

Chairman McGuffage,

My name is Amanda J. Martin. My residence is 1615-2350<sup>th</sup> St. Atlanta, IL 61723. I am a U.S. natural born citizen, registered voter, and tax payer in the state of IL. This gives me standing and declares my interest in this upcoming general election.

It has come to my attention that Barry Soetoro aka. Barack Hussein Obama (hereafter candidate Obama) has been nominated on the Official Democratic Certification Nomination papers for the general ballot for IL as a candidate for President September 6<sup>th</sup>, 2012. Pursuant to Illinois Statute 10 ILCS 5/10-5 chap 46, para 10-5 said candidate "...being first duly sworn" and "signed" that said candidate is "...legally qualified to hold such an office". With petitioner suffering injury as to the unanswered question as to candidate Obama being "legally qualified to hold such an office" it is necessary to herewith submit my "objector's petition" pursuant to 10 ILCS 5/10-8 chap 46 para 10-8: whereby, " Certificates of nomination and nomination papers, and petitions to submit public questions to a referendum, being filed as required by this Code, and being in apparent conformity with the provisions of this Act, shall be deemed to be valid unless objection thereto is duly made in writing within 5 business days after the last day for filing the certificate of nomination or nomination papers..." and "any legal voter..." "... having objections to any certificate of nomination or nomination papers or petitions filed, shall file an objector's petition together with a copy thereof in the principal office or the permanent branch office of the State Board of Elections, or in the office of the election authority or local election official with whom the certificate of nomination, nomination papers or petitions are on file". Moreover, with respect to 10 ILCS 5/1A-2.1 (from Ch. 46, par. 1A-2.1): "Each member of the State Board of Elections, before entering upon his duties, shall subscribe to the Constitutional oath..." Your charge is great as a State Administrative body in overseeing the administration of the election that it is done lawfully in order to preserve the integrity of our ballot and ensure that U.S. citizens and their voting rights are not infringed upon. IL Constitution Article III Section V states: "A State Board of Elections shall have general supervision over the administration of the registration and election laws throughout the State". IL Constitution Article III Section III provides that all "elections shall be free and equal" and by Statute is overseen by the State Board of Elections. I submit in order to obtain remedy and relief the administrative body's responsibility and constitutional duty is to prohibit and remove from our general election presidential ballot, candidate Obama, as he is not "legally qualified" to hold that office. One must be a natural born Citizen in order to be "legally qualified to hold such an office" as president of the United States (emphasis added).

The U.S. Constitution as set forth in **Article II Section I Clause V** relating to the Office of President: "No person except a natural born Citizen, or a Citizen of the United States, at the time of the Adoption of this Constitution, shall be eligible to the Office of President; neither shall any Person be eligible to that Office who shall not have attained to the Age of thirty-

five Years, and been fourteen Years a Resident within the United States." We have U.S. Supreme Court precedent establishing Article II Section I with the ruling of **Minor v. Happersett**, 88 U.S. pg. 167-68 (**1875**). "Additions might always be made to the citizenship of the United States in two ways: first, by birth, and second, by naturalization. This is apparent from the Constitution itself, for it provides that 'no person except a natural-born citizen, or a citizen of the United States at the time of the adoption of the Constitution, shall be eligible to the office of President,' and that Congress shall have power 'to establish a uniform rule of naturalization.' Thus new citizens may be born or they may be created by naturalization.

"The Constitution does not, in words, say who shall be natural-born citizens. Resort must be had elsewhere to ascertain that. At common-law, with the nomenclature of which the framers of the Constitution were familiar, it was never doubted that all children born in a country of parents who were its citizens became themselves, upon their birth, citizens also. These were natives, or natural-born citizens, as distinguished from aliens or foreigners. Some authorities go further and include as citizens children born within the jurisdiction without reference to the citizenship of their parents. As to this class there have been doubts, but never as to the first. For the purposes of this case it is not necessary to solve these doubts. It is sufficient for everything we have now to consider that all children born of citizen parents within the jurisdiction are themselves citizens" (emphasis added).

In light of these facts it is important to know that on April 27, 2011, candidate Obama released to the public his alleged long form birth certificate and placed it on government servers. It clearly shows candidate Obama's father as being born in Kenya. Prior to Kenya becoming independent in December 1963, it was a colony of the commonwealth of Great Britain. Barack Obama Sr., was a British citizen and a subject to British law and this according to the **British Nationality Act of 1948** as follows: (4)"Subject to the provisions of this section, every person born within the United Kingdom and Colonies after the commencement of this Act shall be a citizen of the United Kingdom and Colonies by birth: (5)Subject to the provisions of this section, a person born after the commencement of this Act shall be a citizen of the United Kingdom and Colonies by descent if his father is a citizen of the United Kingdom and Colonies at the time of the birth ...." Candidate Obama has stated numerous times verbally, and in writing, that his father was a Kenyan citizen. US State Department records show that Barack Obama, Sr. was deported back to his homeland of Kenya in 1964 after he over-stayed his student visa.

It most also be noted that a pattern of fraud and the cover up of such felonious acts have been shown by candidate Obama and his representatives, as they have claimed that he is eligible to hold the office of President based on his claim that he was born in the state of Hawaii by presenting first a document claiming was his short-form birth certificate and then a document he later claimed was his long form certified birth certificate. As demonstrated by the U.S. Constitution and U.S. Supreme Court precedent requires natural born Citizenship, not simply citizenship.

Moreover, the Maricopa County Sheriff's Office (MCSO) conducted a <u>six month investigation</u><sup>2</sup> that concluded there was probable cause that the document candidate Obama claimed as his long form birth certificate is fraudulent. After <u>additional months of investigation</u><sup>3</sup>, The MCSO found the document to definitely be fraudulent, and quoting Lead

Investigator Mike Zullo on July 17, 2012; "The document presented to the American public by the White House on April 27, 2011 is undoubtedly fraudulent".

The MCSO has an ongoing criminal investigation into three key identity documents presented by candidate Obama as his; a Selective Service Registration Card, long form Birth Certificate and CT SSN and has determined fraud and forgery are likely being committed. It must also be noted as a matter of record that the IL Board of Elections final ruling on Feb. 2, 2012: "The copy of the Candidate's birth certificate establishes the Candidate's eligibility for the office of President of the United States as a "Natural Born Citizen" as is required by Article II, Section I of the United States Constitution" this decision based solely on what has been proven to be a fraudulent document by a credible and legitimate law enforcement agency and such proof has been documented in this objection submitted to the Board of Elections.

It therefore appears that candidate Obama does not meet the Constitutional requirements for seeking and holding the office of President of the United States because candidate Obama is not a natural born Citizen, as required by Article II, Section 1 of the U. S. Constitution. Furthermore, I will include as part of the record an <u>Amicus Brief</u><sup>5</sup> submitted by Leo Donfrio, Esq to the Georgia Administrative Court Jan 23, 2012. This brief summarizes the argument of natural born Citizen. Accordingly, I hereby challenge candidate Obama's qualifications to seek and hold the office of President of the United States on such grounds that have been presented before this appointed administrative agency.

This Administrative body must also be made aware of adopted <u>Senate Resolution 511</u><sup>6</sup>, which was co-sponsored by candidate Obama. This Resolution was pertaining to recognizing John Sydney McCain III as a natural born Citizen. Part of the text to the Resolution is as follows: "Whereas John Sidney McCain, III, was born to <u>American citizens</u> on an American military base in the Panama Canal Zone in 1936: Now, therefore, be it Resolved, That John Sidney McCain, III, is a 'natural born Citizen' under Article II, Section 1, of the Constitution of the United States" (emphasis added). What is of significant to note is that candidate Obama as a co-sponsor acknowledged that to be a natural born Citizen it requires American citizens (plural).

I, Amanda J. Martin, present this ballot objection to the IL State Board of Elections for the prohibition of candidate

Obama on the U.S. Presidential ballot through permanent injunctive relief. Candidate Obama is not "legally qualified" to
be on the presidential ballot as he is not a natural born Citizen, which is a requirement mandated in Article II Section I

Clause V of our U.S. Constitution to be eligible for President. In addition key identity documents claimed as candidate

Obama's, have been proven by a law enforcement agency to not be authentic and unable to pass judicial scrutiny.

Moreover, I would seek relief in the recovery of all litigation expenses incurred as are fair and appropriate; that I am not
suffered, deprived, nor caused to suffer injury by a violation of my 14<sup>th</sup> Amendment rights provided in Section 1 of U.S.

Constitution.

- 1. <a href="http://www.scribd.com/doc/59560239/FOIA-Release-Records-Relating-to-Barry-Soetoro-Stanley-Ann-Dunham-Barack-Obama-Sr-Loio-Soetoro-Department-of-Homeland-Security">http://www.scribd.com/doc/59560239/FOIA-Release-Records-Relating-to-Barry-Soetoro-Stanley-Ann-Dunham-Barack-Obama-Sr-Loio-Soetoro-Department-of-Homeland-Security</a>
- 2. <a href="http://www.mcso.org/MultiMedia/PressRelease/Sheriffreleasesobamafindings.pdf">http://www.mcso.org/MultiMedia/PressRelease/Sheriffreleasesobamafindings.pdf</a>
- 3. <a href="http://mcso.org/MultiMedia/PressRelease/Birth%20Certificate%20Investigation%20Part%20II.pdf">http://mcso.org/MultiMedia/PressRelease/Birth%20Certificate%20Investigation%20Part%20II.pdf</a>

- 4. http://www.orlytaitzesq.com/wp-content/uploads/2012/06/affidavit-Arpaio5.pdf
- http://www.scribd.com/doc/79112841/AMICUS-BRIEF-by-Leo-Donofrio-in-Georgia-Presidential-Eligibility-Case 5.
- http://www.opencongress.org/bill/110-sr511/text 6.

For Christ and Country,

"OFFICIAL SEAL" Cheryl Kay Walker
Notary Public, State of Illinois
My Commission Expires 4/2/2014Notary

William McGuffage IL State Board of Elections Springfield Office 2329 S. MacArthur Blvd. Springfield, IL 62704

ORIGINAL ON FILE AT ST. 180 OF ELECTIONS ORIGINAL TIME STAMPED AT Sept. 13, 20120215pm. Kay

Chairman McGuffage,

My name is Benjamin C. Freeman. My residence is 445 S. Edward St. Decatur, IL 62522. I am a U.S. natural born citizen, registered voter, and tax payer in the state of IL. This gives me standing and declares my interest in this upcoming general election.

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In light of these facts it is important to know that on April 27, 2011, candidate Obama released to the public his alleged long form birth certificate and placed it on government servers. It clearly shows candidate Obama's father as being born in Kenya. Prior to Kenya becoming independent in December 1963, it was a colony of the commonwealth of Great Britain. Barack Obama Sr., was a British citizen and a subject to British law and this according to the **British Nationality Act of 1948** as follows: (4)"Subject to the provisions of this section, every person born within the United Kingdom and Colonies after the commencement of this Act shall be a citizen of the United Kingdom and Colonies by birth: (5)Subject to the provisions of this section, a person born after the commencement of this Act shall be a citizen of the United Kingdom and Colonies by descent if his father is a citizen of the United Kingdom and Colonies at the time of the birth ...." Candidate Obama has stated numerous times verbally, and in writing, that his father was a Kenyan citizen. US State Department records show that Barack Obama, Sr. was deported back to his homeland of Kenya in 1964 after he over-stayed his student visa.

It most also be noted that a pattern of fraud and the cover up of such felonious acts have been shown by candidate Obama and his representatives, as they have claimed that he is eligible to hold the office of President based on his claim that he was born in the state of Hawaii by presenting first a document claiming was his short-form birth certificate and then a document he later claimed was his long form certified birth certificate. As demonstrated by the U.S. Constitution and U.S. Supreme Court precedent requires natural born Citizenship, not simply citizenship.

Moreover, the Maricopa County Sheriff's Office (MCSO) conducted a <u>six month investigation</u><sup>2</sup> that concluded there was probable cause that the document candidate Obama claimed as his long form birth certificate is fraudulent. After <u>additional months of investigation</u><sup>3</sup>, The MCSO found the document to definitely be fraudulent, and quoting Lead

Investigator Mike Zullo on July 17, 2012; "The document presented to the American public by the White House on April 27, 2011 is undoubtedly fraudulent".

The MCSO has an ongoing criminal investigation into three key identity documents presented by candidate Obama as his; a Selective Service Registration Card, long form Birth Certificate and CT SSN and has determined fraud and forgery are likely being committed<sup>4</sup>. It must also be noted as a matter of record that the IL Board of Elections final ruling on Feb. 2, 2012: "The copy of the Candidate's birth certificate establishes the Candidate's eligibility for the office of President of the United States as a "Natural Born Citizen" as is required by Article II, Section I of the United States Constitution" this decision based solely on what has been proven to be a fraudulent document by a credible and legitimate law enforcement agency and such proof has been documented in this objection submitted to the Board of Elections.

It therefore appears that candidate Obama does not meet the Constitutional requirements for seeking and holding the office of President of the United States because candidate Obama is not a natural born Citizen, as required by Article II, Section 1 of the U. S. Constitution. Furthermore, I will include as part of the record an Amicus Brief<sup>5</sup> submitted by Leo Donfrio, Esq to the Georgia Administrative Court Jan 23, 2012. This brief summarizes the argument of natural born Citizen. Accordingly, I hereby challenge candidate Obama's qualifications to seek and hold the office of President of the United States on such grounds that have been presented before this appointed administrative agency.

This Administrative body must also be made aware of adopted Senate Resolution 511<sup>6</sup>, which was co-sponsored by candidate Obama. This Resolution was pertaining to recognizing John Sydney McCain III as a natural born Citizen. Part of the text to the Resolution is as follows: "Whereas John Sidney McCain, III, was born to American citizens on an American military base in the Panama Canal Zone in 1936: Now, therefore, be it Resolved, That John Sidney McCain, III, is a 'natural born Citizen' under Article II, Section 1, of the Constitution of the United States" (emphasis added). What is of significant to note is that candidate Obama as a co-sponsor acknowledged that to be a natural born Citizen it requires American citizens (plural).

I, Benjamin C. Freeman, present this ballot objection to the IL State Board of Elections for the prohibition of candidate Obama on the U.S. Presidential ballot through permanent injunctive relief. Candidate Obama is not "legally qualified" to be on the presidential ballot as he is not a natural born Citizen, which is a requirement mandated in Article II Section I Clause V of our U.S. Constitution to be eligible for President. In addition key identity documents claimed as candidate Obama's, have been proven by a law enforcement agency to not be authentic and unable to pass judicial scrutiny. Moreover, I would seek relief in the recovery of all litigation expenses incurred as are fair and appropriate; that I am not suffered, deprived, nor caused to suffer injury by a violation of my 14<sup>th</sup> Amendment rights provided in Section 1 of U.S. Constitution.

- 1. <a href="http://www.scribd.com/doc/59560239/FOIA-Release-Records-Relating-to-Barry-Soetoro-Stanley-Ann-Dunham-Barack-Obama-Sr-Lolo-Soetoro-Department-of-Homeland-Security">http://www.scribd.com/doc/59560239/FOIA-Release-Records-Relating-to-Barry-Soetoro-Stanley-Ann-Dunham-Barack-Obama-Sr-Lolo-Soetoro-Department-of-Homeland-Security</a>
- 2. http://www.mcso.org/MultiMedia/PressRelease/Sheriffreleasesobamafindings.pdf
- 3. http://mcso.org/MultiMedia/PressRelease/Birth%20Certificate%20Investigation%20Part%20II.pdf

- 4. http://www.orlytaitzesq.com/wp-content/uploads/2012/06/affidavit-Arpaio5.pdf
- 5. http://www.scribd.com/doc/79112841/AMICUS-BRIEF-by-Leo-Donofrio-in-Georgia-Presidential-Eligibility-Case
- 6. http://www.opencongress.org/bill/110-sr511/text

Respectfully,

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Date 09/13/2012

Notary Cheryl Kay Walker

Date 4-13-12

William McGuffage IL State Board of Elections Springfield Office 2329 S. MacArthur Blvd. Springfield, IL 62704 ORIGINAL ON FILE AT STATE BD OF ELECTIONS ORIGINAL TIME STAMPED AT Dept 13,3012 0 2 38pm.

Chairman McGuffage,

My name is Michael D. Jackson. My residence is 100 Caroline St. Morton, IL. I am a U.S. native born citizen, registered voter, and tax payer in the state of IL. This gives me standing and declares my interest in this upcoming general election.

It has come to my attention that Barry Soetoro aka. Barack Hussein Obama (hereafter candidate Obama) has been nominated on the Official Democratic Certification Nomination papers for the general ballot for IL as a candidate for President September 6th, 2012. Pursuant to Illinois Statute 10 ILCS 5/10-5 chap 46, para 10-5 said candidate "...being first duly sworn" and "signed" that said candidate is "...legally qualified to hold such an office". With petitioner suffering injury as to the unanswered question as to candidate Obama being "legally qualified to hold such an office" it is necessary to herewith submit my "objector's petition" pursuant to 10 ILCS 5/10-8 chap 46 para 10-8: whereby, "Certificates of nomination and nomination papers, and petitions to submit public questions to a referendum, being filed as required by this Code, and being in apparent conformity with the provisions of this Act, shall be deemed to be valid unless objection thereto is duly made in writing within 5 business days after the last day for filing the certificate of nomination or nomination papers..." and "any legal voter..." "... having objections to any certificate of nomination or nomination papers or petitions filed, shall file an objector's petition together with a copy thereof in the principal office or the permanent branch office of the State Board of Elections, or in the office of the election authority or local election official with whom the certificate of nomination, nomination papers or petitions are on file". Moreover, with respect to 10 ILCS 5/1A-2.1 (from Ch. 46, par. 1A-2.1): "Each member of the State Board of Elections, before entering upon his duties, shall subscribe to the Constitutional oath..." Your charge is great as a State Administrative body in overseeing the administration of the election that it is done lawfully in order to preserve the integrity of our ballot and ensure that U.S. citizens and their voting rights are not infringed upon. IL Constitution Article III Section V states: "A State Board of Elections shall have general supervision over the administration of the registration and election laws throughout the State". IL Constitution Article III Section III provides that all "elections shall be free and equal" and by Statute is overseen by the State Board of Elections. I submit in order to obtain remedy and relief the administrative body's responsibility and constitutional duty is to prohibit and remove from our general election presidential ballot, candidate Obama, as he is not "legally qualified" to hold that office. One must be a natural born Citizen in order to be "legally qualified to hold such an office" as president of the United States (emphasis added).

The U.S. Constitution as set forth in **Article II Section I Clause V** relating to the Office of President: "No person except a natural born Citizen, or a Citizen of the United States, at the time of the Adoption of this Constitution, shall be eligible to the Office of President; neither shall any Person be eligible to that Office who shall not have attained to the Age of thirty-five Years, and been fourteen Years a Resident within the United

States." We have U.S. Supreme Court precedent establishing Article II Section I with the ruling of **Minor v**. **Happersett**, 88 U.S. pg. 167-68 (**1875**). "Additions might always be made to the citizenship of the United States in two ways: first, by birth, and second, by naturalization. This is apparent from the Constitution itself, for it provides that 'no person except a natural-born citizen, or a citizen of the United States at the time of the adoption of the Constitution, shall be eligible to the office of President,' and that Congress shall have power 'to establish a uniform rule of naturalization.' Thus new citizens may be born or they may be created by naturalization.

"The Constitution does not, in words, say who shall be natural-born citizens. Resort must be had elsewhere to ascertain that. At common-law, with the nomenclature of which the framers of the Constitution were familiar, it was never doubted that all children born in a country of parents who were its citizens became themselves, upon their birth, citizens also. These were natives, or natural-born citizens, as distinguished from aliens or foreigners. Some authorities go further and include as citizens children born within the jurisdiction without reference to the citizenship of their parents. As to this class there have been doubts, but never as to the first. For the purposes of this case it is not necessary to solve these doubts. It is sufficient for everything we have now to consider that all children born of citizen parents within the jurisdiction are themselves citizens" (emphasis added).

In light of these facts it is important to know that on April 27, 2011, candidate Obama released to the public his alleged long form birth certificate and placed it on government servers. It clearly shows candidate Obama's father as being born in Kenya. Prior to Kenya becoming independent in December 1963, it was a colony of the commonwealth of Great Britain. Barack Obama Sr., was a British citizen and a subject to British law and this according to the **British Nationality Act of 1948** as follows: (4)"Subject to the provisions of this section, every person born within the United Kingdom and Colonies after the commencement of this Act shall be a citizen of the United Kingdom and Colonies by birth: (5)Subject to the provisions of this section, a person born after the commencement of this Act shall be a citizen of the United Kingdom and Colonies by descent if his father is a citizen of the United Kingdom and Colonies at the time of the birth ...." Candidate Obama has stated numerous times verbally, and in writing, that his father was a Kenyan citizen. US State Department records<sup>1</sup> show that Barack Obama, Sr. was deported back to his homeland of Kenya in 1964 after he over-stayed his student visa.

It most also be noted that a pattern of fraud and the cover up of such felonious acts have been shown by candidate Obama and his representatives, as they have claimed that he is eligible to hold the office of President based on his claim that he was born in the state of Hawaii by presenting first a document claiming was his short-form birth certificate and then a document he later claimed was his long form certified birth certificate. As demonstrated by the U.S. Constitution and U.S. Supreme Court precedent requires natural born Citizenship, not simply citizenship.

Moreover, the Maricopa County Sheriff's Office (MCSO) conducted a <u>six month investigation</u><sup>2</sup> that concluded there was probable cause that the document candidate Obama claimed as his long form birth certificate is fraudulent. After <u>additional months of investigation</u><sup>3</sup>, The MCSO found the document to definitely be fraudulent,

and quoting Lead Investigator Mike Zullo on July 17, 2012; "The document presented to the American public by the White House on April 27, 2011 is undoubtedly fraudulent".

The MCSO has an ongoing criminal investigation into three key identity documents presented by candidate Obama as his; a Selective Service Registration Card, long form Birth Certificate and CT SSN and has determined fraud and forgery are likely being committed. It must also be noted as a matter of record that the IL Board of Elections final ruling on Feb. 2, 2012: "The copy of the Candidate's birth certificate establishes the Candidate's eligibility for the office of President of the United States as a "Natural Born Citizen" as is required by Article II, Section I of the United States Constitution" this decision based solely on what has been proven to be a fraudulent document by a credible and legitimate law enforcement agency and such proof has been documented in this objection submitted to the Board of Elections.

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Petitioner also will not accept the same hearing examiner, James Tenuto who was part of the primary election objection petition filed January 12, 2012 and was named in a submitted IG ethics complaint filed Feb.17, 2012 regarding spoliation of evidence. The future hearing on this matter needs to be administrated by those who display no bias, but only uphold the rule of law with strict jurisprudence. Furthermore, petitioner requests that Chairman William McGuffage recuse himself as part of the proceedings due to Chairman's use of intimidation and threats with these statements on the record from the Feb. 2. 2012 hearing when petitioner requested to speak: "In fact we're getting sick and tired of having these objections filed every couple of years, and they have not basis in fact or law. If such an objection was brought before a court of law, there would be sanctions imposed. Okay. So I don't see any reason to hear any testimony from the objector". Statute ILCS 10-10.1 allows for judicial review upon appeal if petitioner is aggrieved by Board's decision. However, petitioner suffered injury with intimidation and threats of sanctions if decision by Administrative Board was appealed. Knowing these facts it is imperative and ethical that these requests be honored so that the administrative process is conducted without bias or taint of prejudice.

This Administrative body must also be made aware of adopted <u>Senate Resolution 511</u><sup>6</sup>, which was cosponsored by candidate Obama. This Resolution was pertaining to recognizing John Sydney McCain III as a natural born Citizen. Part of the text to the Resolution is as follows: "Whereas John Sidney McCain, III, was born to <u>American citizens</u> on an American military base in the Panama Canal Zone in 1936: Now, therefore, be it Resolved, That John Sidney McCain, III, is a 'natural born Citizen' under Article II, Section 1, of the Constitution of the United States" (emphasis added). What is of significant to note is that candidate Obama as a co-sponsor acknowledged that to be a natural born Citizen it requires American citizens (plural).

I, Michael D. Jackson present this ballot objection to the IL State Board of Elections for the prohibition of candidate Obama on the U.S. Presidential ballot through permanent injunctive relief. Candidate Obama is not "legally qualified" to be on the presidential ballot as he is not a natural born Citizen, which is a requirement mandated in Article II Section I Clause V of our U.S. Constitution to be eligible for President. In addition key identity documents claimed as candidate Obama's, have been proven by a law enforcement agency to not be authentic and unable to pass judicial scrutiny. Moreover, I would seek relief in the recovery of all litigation expenses incurred as are fair and appropriate; that I am not suffered, deprived, nor caused to suffer injury by a violation of my 14<sup>th</sup> Amendment rights provided in Section 1 of U.S. Constitution.

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- 2. http://www.mcso.org/MultiMedia/PressRelease/Sheriffreleasesobamafindings.pdf
- 3. http://mcso.org/MultiMedia/PressRelease/Birth%20Certificate%20Investigation%20Part%20II.pdf
- 4. http://www.orlytaitzesq.com/wp-content/uploads/2012/06/affidavit-Arpaio5.pdf
- 5. <a href="http://www.scribd.com/doc/79112841/AMICUS-BRIEF-by-Leo-Donofrio-in-Georgia-Presidential-Eligibility-Case">http://www.scribd.com/doc/79112841/AMICUS-BRIEF-by-Leo-Donofrio-in-Georgia-Presidential-Eligibility-Case</a>
- 6. http://www.opencongress.org/bill/110-sr511/text

For Christ and Country,

Signed Michael D. Yucksp

Date 9-13-2012

Notary Chery Kay Walker

Date 9-13-12

# Maricopa County Sheriff's Office Joe Arpaio, Sheriff

# SHERIFF ARPAIO RELEASES PRELIMINARY FINDINGS ON OBAMA BIRTH CERTIFICATE

Arpaio suspects forgery

March 1, 2012

(Phoenix, AZ) Maricopa County Sheriff Joe Arpaio in a press conference today told reporters, "A six month long investigation conducted by my cold case posse has lead me to believe there is probable cause to believe that President Barack Obama's long-form birth certificate released by the White House on April 27, 2011, is a computer-generated forgery. I do not believe that it is a scan of an original 1961 paper document, as represented by the White House when the long-form birth certificate was made public."

This is the principle preliminary finding of a six-month on-going Sheriff's Cold Case Posse law enforcement investigation into the authenticity of Obama's birth certificate and his eligibility to be president.

Investigators advised Sheriff Arpaio that the forgers committed two crimes: first, in creating a fraudulent document which the White House characterized, knowingly or unknowingly, as an officially produced governmental birth record; and second, in fraudulently presenting that document to the residents of Maricopa County and to the American public at large as "proof positive" of President Obama's authentic 1961 Hawaii long-form birth certificate.

During the six-month-long investigation and after having developed probable cause to believe the long-form birth certificate is a computer-generated forgery, investigators began examining other evidence of President Obama's life history including:

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- President Obama's Selective Service card is most likely also a forgery, revealed by an examination of the postal date stamp on the document;
- To quell the popular idea that Obama was actually born outside the United States, we examined the Records of Immigration and Naturalization Service cards routinely filled out by airplane passengers arriving on international flights that originated outside the United States in the month of August 1961. Those records are housed at the National Archives in Washington, D.C. Interestingly, records from the days surrounding Obama's birth, August 1, 1961 to August 7, 1961 are missing. This is the only week in 1961 were these immigration cards cannot be found.

# When and Why Sheriff's investigators became involved

In August 2011, 250 members of the Surprise Arizona Tea Party, residents of Maricopa County, presented a signed petition asking Sheriff Arpaio to undertake this investigation.

The Tea Party members petitioned under the premise that if a forged birth certificate was utilized to obtain a position for Barack Obama on the 2012 Arizona presidential ballot, their rights as Maricopa County voters could be compromised.

Sheriff Arpaio agreed to accept the investigation and assigned it to his "Cold Case Posse" at no expense to the tax payers for a thorough examination. The Sheriff's Cold Case Posse, consisting of former law enforcement officers and lawyers with law enforcement experienced, spoke to dozens of witness and examined hundreds of documents, and took numerous sworn statements from witnesses around the world.

# <u>Additional findings by investigators</u>

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Suspecting that the long form birth certificate is a computer generated forgery, they now say they have identified persons of interest in the case.

Sheriff's Investigator Mike Zullo says, "We have also determined during the course of our investigation that the Hawaii Department of Health engaged in what we believe is a systematic effort to hide any original 1961 birth records that they may have in their possession."

Sheriff Arpaio added, "A continuing investigation is needed to not only understand more about the creation of the alleged birth certificate forgery, but also to determine who, if anyone, in the White House or the state of Hawaii may have authorized it."

# The Matter of the Selective Service Registration Card

Sheriff's Investigators were then led to investigate President's Obama selective service registration card allegedly filled out in Hawaii in 1980.

Investigators compared Obama's card to others filled out in same year and to at least two cards filled out in the same local.

The year stamp that is used on selective service registration cards should include all four digits of the year, for example 1980, the year Obama may have registered with selective service. However, investigators note that Obama's registration card is highly unusual having a year stamp including only two digits, "80" which appears to be an inverted number. Additionally, those numbers are offset by a significant amount suggesting that the stamp was somehow manually manipulated.

# Investigators use video presentations to back up the evidence

The Cold Case Posse produced six technical videos to demonstrate why the Obama long-form birth certificate is suspected to be a computer-generated forgery. The videos were designed to display the testing used by the investigators to examine

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Media Contact: MediaRequest@MCSO.Maricopa.Gov

various claims made when the April 27 document was posted on the White House website for public dissemination. The videos consisted of step-by-step computer demonstrations using a control document.

They also illustrate point-by-point the investigators conclusion that the features and anomalies observed on the Obama long-form birth certificate were inconsistent with features produced when a paper document is scanned, even if the scan of the paper document had been enhanced by Optical Character Recognition (OCR) and optimized.

Additionally, the videos demonstrated that the Hawaii Department of Health Registrar's name stamp and the Registrar's date stamp were computer-generated images imported from an unknown source into an electronic document, as opposed to actual rubber stamp imprints inked by hand or machine onto a paper document.

"The fact that we were able to cast reasonable suspicion on the authenticity of the Registrar stamps is especially disturbing, since these stamp imprints are designed to provide government authentication to the document itself," Zullo said." If the Registrar stamps are forgeries, then the document itself is a forgery."

"As I said at the beginning of the investigation," Arpaio said, "the President can easily put all of this to rest. All he has to do is demand the Hawaii Department of Health release to the American public and to a panel of certified court-authorized forensic examiners all original 1961 paper, microfilm, and computer birth records the Hawaii Department of Health has."

Arpaio further stressed the Hawaii Department of Health needs to provide, as part of the full disclosure, evidence regarding the chain of custody of all Obama birth records, including paper, microfilm, and electronic records, in order to eliminate the possibility that a forger or forgers may have tampered with the birth records.

"Absent the authentic Hawaii Department of Health 1961 birth records for Barack Obama, there is no other credible proof supporting the idea or belief that this President was born in Hawaii, or in the United States for that matter, as he and the White House have consistently asserted," Arpaio said.

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# Conclusive remarks

Sheriff Arpaio stresses that these are preliminary findings and concluded by suggesting a Congressional investigation might be warranted. Arpaio asked that any other law enforcement agency with information referencing this investigation be forwarded to his office.

"I want to make this perfectly clear. I am not accusing the sitting President of the United States of committing a crime. But there remain a lot of questions which beg for answers and we intend to move forward with this investigation in pursuit of those answers, hopefully with the cooperation of all parties involved," Arpaio said.

# Links to the Videos Used during the press conference are below.

- 1. http://www.youtube.com/watch?feature=player\_embedded&v=ID\_KfcmG9gs
- 2. http://www.youtube.com/watch?feature=player\_embedded&v=S40WKxKSIHc
- 3. <a href="http://www.youtube.com/watch?feature=player\_embedded&v=jzDWmXNBvto">http://www.youtube.com/watch?feature=player\_embedded&v=jzDWmXNBvto</a>
- 4. http://www.youtube.com/watch?feature=player\_embedded&v=yQ0Wvp91JXg
- 5. http://www.youtube.com/watch?feature=player\_embedded&v=3S6O\_Ailln8
- 6. http://www.youtube.com/watch?feature=player\_embedded&v=CHAM3hRI8\_Y

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# Maricopa County Sheriff's Office Joe Arpaio, Sheriff

July 17, 2012

# **EXHAUSTIVE INQUIRY LEADS TO NEW INFORMATION**

SHERIFF'S INVESTIGATORS: "PRESIDENT'S LONG FORM BIRTH CERTIFICATE IS UNDOUBTEDLY A FRAUD"

# HAWAII IMMIGRATION LOOPHOLE COULD POSE NATIONAL SECURITY CONCERN, SHERIFF JOE ARPAIO SAYS

(Phoenix, AZ) Maricopa County Sheriff Joe Arpaio, along with Cold Case Posse Lead Investigator Mike Zullo, held a news conference today regarding information stemming from an exhaustive examination into President Obama's long form birth certificate.

Zullo told reporters that the information he developed confirms that the document presented to the American public by the White House in April 2011 is undoubtedly fraudulent.

The information developed during this stage of the investigation which underscores the fraudulent nature of the LFBC certificate was based partially upon an interview with the person whose signature actually appears on it.

Furthermore, the investigators conducted a close examination of Hawaii's laws pertaining to registered births. Those laws essentially provide easy access to a Hawaii birth certificate, even if neither parent is a U.S. citizen. A birth certificate is a legal

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document which provides "proof" that an individual was born in the United States. It automatically grants a person U.S. citizenship. The investigation shows the way in which Hawaii officials currently distribute birth certificates may pose a serious flaw to our national security.

The Sheriff's investigation into the President's birth certificate authenticity question began in October, 2011, after 250 concerned Maricopa County citizens approached Sheriff Arpaio saying they had reason to believe that the electronic document presented in an April, 2011, news conference from the White House to the American public, as well as the citizens of Maricopa County, was a forgery.

Arpaio promised to look into the matter. Six months into the investigation, Sheriff's Cold Case Posse concluded that there is probable cause to believe that the Obama's birth certificate as well as his Selective Service registration card were, in fact, suspected forgeries.

How the investigators reached that conclusion was detailed in a March 1, 2012 press conference held by Sheriff Arpaio and Mike Zullo, the lead investigator in the matter. (March 1 press release)

Since the public disclosure of those initial findings in March, Sheriff's investigators tracked down a number of witnesses including persons of interest during a trip to the State of Hawaii in the furtherance of their investigation.

The Sheriff's Cold Case Posse uncovered the following information which advances the assertion that a fraud has occurred:

• Investigators learned that Hawaii Department of Health utilizes a coding system defined by the federal government to categorize and code the required information on all Birth Certificates registered by the state including those registered in 1961. This process involves writing specific number codes by hand and in pencil, placed next to relevant information contained on the birth certificate. The coding numbers seen on the President's LFBC are not consistent with the coding responses required by the federal government to match the information presented. The incorrect codes indicate that the President's LFBC has been altered or amended. (click here for video explanation)

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- Investigators tracked down the person who was the local registrar at the time of Obama's birth who allegedly signed and coded the document which Obama now says proves his birth place as Hawaii. Verna K. Lee, now a 95 year-old woman, allegedly signed the document on August 8, 1961. She provided information about the vital information codes and their corresponding meanings. The information she provided challenges the President's claim that his birthplace in 1961 was the Kapiolani Maternity and Gynecological Hospital.
- Sheriff's investigators in Hawaii were stymied by the state registrar of the Hawaii Department of Health, Alvin Onaka, as well as the Attorney General's Office in Honolulu when investigators asked to compare the White House version of the LFBC to the original document presumably held in Hawaii. Investigators met with the Hawaii Assistant Attorney General, Jill Nagamine. Nagamine refused to give Sheriff's investigators permission to see the original birth documentation held by the Hawaii Department of Health which was used to create the President's long form birth certificate. Furthermore, Nagamine refused to verify whether the PDF birth certificate released by the White House is in fact an exact copy of the document released to the President's attorneys.

Perhaps more alarming than anything else, in the course of this investigation, lead investigator Mike Zullo came across information which demands immediate action by the federal government.

"If a nation's security is only as strong as its weakest link, then America may be in serious trouble. Hawaii may be our weakest link and could have a serious impact on our nation's immigration policy," Arpaio says.

Arpaio and his investigators have learned that for decades and remaining today, Hawaii has extremely loose policies regarding birth records - who can acquire them and how they are distributed. Additionally, those policies in Hawaii state law appear to be in direct contradiction to U.S. Immigration policy.

Under Hawaii statute, a person only has to be an established resident of Hawaii, not necessarily a U.S. citizen, in that state and pay taxes there for one year to be able to register an out of state or foreign born person with an official Hawaii birth certificate.

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The law, Hawaii Revised Statute 338-17.8 states:

"Upon application of an adult or the legal parents of a minor child, the director of health shall issue a birth certificate for such adult or minor, provided that proof has been submitted to the director of health that the legal parents of such individual while living without the Territory or State of Hawaii had declared the Territory or State of Hawaii as their legal residence for at least one year immediately preceding the birth or adoption of such child."

Sheriff Arpaio and his investigators have grave concerns about this Hawaii Revised Statute believing it could be a gaping loophole that makes it possible for foreign born people to legally establish U.S. citizenship even if neither parent is an American citizen.

It is important to note that although this state law was not established until the early 1980's long after President Obama's birth, the laws that were in effect in 1961 were also researched by investigators and contain many similar concerns which allowed unattended births to be registered by persons simply knowing of the birth's occurrence.

Sheriff Arpaio says, "Often investigations into one matter lead law enforcement officials to other issues of serious concern. This Hawaiian law may be a serious threat to national security and needs to be immediately addressed by the U.S. Government."

Considering the fact that Hawaii appears to be very lax in its distribution of birth certificates, it is possible, though certainly not proven, that President Obama, through the actions of others, may have benefitted by the ease with which one can obtain a birth certificate proving U.S. citizenship.

Arpaio says his investigators will continue to delve into this matter but ultimately this investigation needs to be given to the proper authority to further.

"Through the hard work of Mike Zullo and his team of investigators we have pointed out some inconsistencies, or oddities, relating to the President's birth certificate. Taken one by one they may not be terribly concerning. But put them altogether and they paint a picture of deception that requires a federal inquiry," Arpaio says.

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"My hope is that the U.S. Congress will take over from here if not to further the birth certificate forgery possibility, then at least to examine the state of Hawaii's laws in regards to the issuance of birth certificates which may be permitting untold numbers of foreign born people to wrongly gain U.S. citizenship," Arpaio says.

For more information regarding the analysis of the computerized document, <u>click</u> here.

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State of Arizona	}	
	}	55.
County of Maricopa	)	

#### AFFIDAVIT

I, the undersigned, being first duly sworn, do hereby state under oath and under penalty of perjury that the facts are true:

- 1. I am over the age of 18 and am a resident of Arizona. The information contained in this affidavit is based upon my own personal knowledge and, if called as a witness, could testify competently thereto. I am the duly elected Sheriff of Maricopa County, Arizona, and I have been a law enforcement officer and official, in both state and federal government, for 51 years.
- 2. In August of last year, a group of citizens from the Surprise Arizona Tea Party organization met with me in my office and presented a petition signed by approximately 250 residents of Maricopa County, asking if I would investigate the controversy surrounding President Barrack Obama's birth certificate authenticity and his eligibility to serve as the President of the United States.
- 3. This group expressed its concern that, up until that point, no law enforcement agency in the country had ever gone on record indicating that they had either looked into this or that they were willing to do so, citing lack of resources and jurisdictional challenges.
- 4. The Maricopa County Sheriff's Office is in a rather unique position. Under the Arizona Constitution and Arizona Revised Statutes, as the elected Sheriff of Maricopa County. I have the authority to request the aid of the volunteer posse, located in the county, to assist me in the execution of my duties. Having organized a volunteer posse of approximately 3,000 members. It as the Sheriff of the Maricopa County Sheriff's Office, can authorize an investigation go forward to answer these questions at virtually no expense to the tax payer.
- 5 The Coid Case posse agreed to undertake the investigation requested by the 250 citizens of Mancopa County. This posse consists of former police officers and attorneys who have worked investigating the controversy surrounding Barack Obania. The investigation mainly focused on the electronic document that was

presented as President Obama's long form birth certificate to the American people and to citizens of Maricopa County by the White House on April 27, 2011.

- 6. The investigation led to a closer examination of the procedures regarding the registration of births at the Hawaii Department of Health and various statements made by Hawaii government officials regarding the Obama birth controversy over the last five years.
- 7. Upon close examination of the evidence, it is my belief that forgery and fraud was likely committed in key identity documents including President Obama's long-form birth certificate, his Selective Service Registration card, and his Social Security number.
- 8. My investigators and I believe that President Obama's long-form birth certificate is a computer-generated document, was manufactured electronically, and that it did not originate in a paper format, as claimed by the White House. Most importantly, the "registrar's stamp" in the computer generated document released by the White House and posted on the White House website, may have been imported from another unknown source document. The effect of the stamp not being placed on the document pursuant to state and federal laws means that there is probable cause that the document is a forgery, and therefore, it cannot be used as a verification, legal or otherwise, of the date, place or circumstances of Barack Obama's birth.
- 9. The Cold Case Posse law enforcement investigation into Barack Obama's birth certificate and his eligibility to be president is on-going. The on-going nature of the investigation is due to additional information that has come to light since we held the press conference in March, 2012. As soon as that information has been properly verified by the Cold Case Posse. I will release that information to the public.

Executed this \_\_/ day of June, 2013, in Maricopa County, Arizona.

Joseph M. Arpaio, Maricopa County Sheriff

Sworm to and subscribed before me this 12th day of Tobbe 2012





#### © PINII + PARIOE 2011

On the surface it would appear...

the list of contents inscribed on the FOIA DVD response #HQS2011000019 released by The U.S. Department of Homeland Security would be a bit trivial except for the realization that the implications of an illegal alien officially designated as and so named Barry Soetoro is Usurping the Presidency are astronomical, and consequently must not be ignored.

The name Barrack Hussein Obama II is merely a facade...although apropos for the treacherous and treasonous figure for whom even the presidential seal wont stick. Another dark day for the Republic no matter how you try spin it.

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Copy courtesy of www.ObamaReleaseYourRecords.com - www.BirtherReport.com via Ken Allen

HARVARD UNIVERSITY INTERNATIONAL STUDENTS OFFI

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NO 1-20 FORM

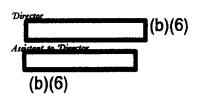
# NON-CITIZEN DEPARTURE INFORMATION

	Date	July 21, 1964
Name OBAMA, Barack H		
Date leaving Harvard 7/		
Reason I.N.S. reques	ted and has no fo	unds
Forwarding Address Al	lego Kogelo Nyang	oma, P.O. Siaya,
C. Nyanza, Ker	nya (permanent	address)
If leaving U.S., intende	d date of departure	7/12-7/19
By Ship	By Air	
Port of Frit		

	A 11 938 537 (b)(6)
	(b)(6) August 28, 1964
	(b)(6) Mrs. telephoned today. Her daughter, went to
	Nairobi, Kenya on August 16and then moved on to Mombasa.
	She stayed at the Hotel Salisbury (PO Box 509) Nairobi while
	whe was there.
	I found out from Rev. Mr. Klotzle of Universalist-Unitarian Committee
	last week that BARAK OBAMA has two wivesone in Africa and one in
	Honolulu. Mr. Motzle is not impressed with Obama. (b)(6) (b)(6)
	Today in talking to I learned that of the Marray
	Center of African studies informed that Obama has two (b)(6)
	wives as well as a child in Honolulu. Despite that knowledge (b)(6
	still went to Nairobi to visit Obama.
	(b)(6)
(b)(6) (b)(6)	I told  I&N Service was concerned about what appeared to be her daughter's lack of knowledge of the alien's marital status but that since knew of his marital status before she left the U.S. the matter is not within our jurisdiction. Also told her might just be interested in Africa and desirous of traveling.
	Suggest we discourage her from further inquiries (Time consuming and to no point where her daughter, an adult and apparently fully competent, is in possession of the information re Obama's marriages.
	Nobe filed- 8314

# 

INTERNATIONAL OFFICE



PH11938537

7th Floor 75 Mt. Auburn St. Cambridge, Massachusetts 02138

November 17, 1965

District Director U.S. Immigration & Naturalization Service 150 Tremont Street Boston, Massachusetts Fil: A 12742371 TC-NI Borlon

Dear Sir:

Barack Hussein Obama, of Kenya, recently requested an I-20 form to enable him "to present my Ph.D. dissertation at Harvard."

For your information we are enclosing a copy of the Registrar's reply.

Sincerely,	(b)(6)
	1

I S NS, BOSTAN, W.

ABH/bc Enc.

Plen

# UNITED STATES DEPARTMENT OF JUSTICE IMMIGRATION AND NATURALIZATION SERVICE

# REPORT OF INVESTIGATION

1			
TITLE		RELATING FILES	G-43 Line
OBAMA, Barack Hussein		All 938 537	521
		TYPE OF INVESTIGATION	
DATE AND PLACE OF BIRTH IDATE, PLACE, AND MANNER OF LAST ENTRY IN U.S.		Abscondee	
6/18/36 - Kenya	8/9/59 - NIC - Student		·
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OFFICE IN CONTROL OF INVESTIBATION	REPORT MADE AT	BAYES INVESTIGATION COME	OCTED
Boston	Boston	7/22/6	

Investigation conducted pursuant to SUBJECT'S application for extension of stay which was denied SUBJECT was granted until July 8, 1964, to depart from the United States voluntarily.

(b)(6)called on 7/17/64 and indications Service file indicates a were that SUBJECT was apparently in the United States.

On 7/22/64 verification of SUBJECT'S departure was received. SUBJECT departed from the United States on 7/6/64 at New York City and I-94 was returned to this office.

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# Movember 16, 1965

Mr. Barack H. Oboma P.O. Box 3561 Mairobi, Kenya

Dear Mr. Obama:

I have talked to the Department of Economics and I understand that as of now you have not registered a thesis title with them. Under the circumstances, I could not consider issuing an I-20 to you until the following steps have been completed and the Economics Department approves your return.

- The Department is informed as to your thesis subject, and under what faculty member you are writing it.
- 2. We have some indication as to how mear completion it is.
- It would be well, I should think, if you sent your Department any completed chapters in your thesis to help them in judging your progress.

Once you have fulfilled these conditions and the Department has recommended your return, we can then take up the question of the maces-sary immigration documents.

As to your A.M. diploma, I have asked Miss Killen to write to you about it under separate cover.

I regret that I could not be more helpful.

Sincerely yours,

Robert Sheaton Registrar

RS/tz

ce: International Office
Department of Economics

# Jackson v. Obama 12 SOEB GP 104

Candidate: Barack Obama

Office: President

Party: Democrat

**Objector:** Michael Jackson

**Attorney For Objector:** Michael Kreloff/Mike Kasper

**Attorney For Candidate:** Pro se

**Number of Signatures Required:** 

**Number of Signatures Submitted:** 

**Number of Signatures Objected to:** 

**Basis of Objection:** The Candidate's nomination papers are insufficient because they fail to demonstrate or otherwise offer proof of whether the candidate meets the constitutional requirements for office because the Candidate's nomination papers do not include proof of United States' citizenship.

**Dispositive Motions:** Candidate's Motion to Strike and Dismiss the Objector's Petition, Objector's Opposition to Candidate's Motion to Strike and Dismiss the Objector's Petition

**Binder Check Necessary:** No

**Hearing Officer:** Jim Tenuto

**Hearing Officer Findings and Recommendation:** The Candidate filed a Motion to Strike and Dismiss the Objector's Petition on the basis that the Objector failed to comply with Section 10-8 because he did not state his "Objector's Interest" in filing the objection and that the petition is based upon an incorrect legal interpretation of what constitutes a "Natural Born Citizen."

Rule 9 of the Board's Adopted Rules of Procedure provides that the Board is to decide all dispositive motions upon receipt of the recommendation of a Hearing Officer and/or General Counsel.

The Hearing Officer assumed, for the sake of argument, that the Objector has adequately stated his interest. A copy of the Candidate's birth certificate is attached to the Candidate's Motion to Strike and Dismiss the Objector's Petition. The Hearing Officer finds that the birth certificate clearly establishes the Candidate's eligibility for office as a "Natural Born Citizen."

For the reasons set forth above, the Hearing Officer recommends that the Candidate's Motion to Strike and Dismiss the Objector's Petition be granted and the name Barack Obama be certified to appear on the ballot as Democratic candidate for President of the United States for the March 20, 2012 General Primary Election.

Recommendation of the General Counsel: I concur with the recommendation of the Hearing Officer.

STATE OF ILLINOIS	)
	) ss
COUNTY OF COOK	)

# BEFORE THE STATE BOARD OF ELECTIONS SITTING AS THE STATE OFFICERS ELECTORAL BOARD FOR THE HEARING AND PASSING UPON OF OBJECTIONS TO CERTIFICATES OF NOMINATION AND NOMINATION PAPERS OF CANDIDATES FOR THE MARCH 20, 2012 GENERAL PRIMARY

IN THE MATTER OF OBJECTIONS BY		)	
Michael Jackson,	Objector	) ) )	
V.		) <b>No.</b>	12 SOEB GP 104
Barack Obama, Candidate.		) )	

# **DECISION**

The State Board of Elections, sitting as the duly constituted State Officers Electoral Board pursuant to Sections 10-9 and 10-10 of the Election Code (10 ILCS 5/10-9 and 5/10-10), and having convened on February 2, 2012 at 100 W. Randolph, Chicago, Illinois, and having heard and considered the objections filed in the above-titled matter, hereby determines and finds that:

- 1. The State Board of Elections has been duly and legally constituted as the State Officers Electoral Board for the purpose of hearing and passing upon the objections filed in this matter and as such, has jurisdiction in this matter;
- 2. On January 13, 2012, Michael Jackson filed an objection to the nominating petition of Barack Obama for President of the United States as a Democratic Party candidate.
- 3. A call for the hearing on said objection was duly issued and was served upon the Members of the Board, the objector and the candidate by registered mail as provided by statute.
- 4. Candidate filed a Motion to Strike and Dismiss the Objector's Petition. A copy of the Candidate's birth certificate was attached to the Motion.

- 5. On the basis of the findings of the Board's appointed hearing examiner and the recommendation of the General Counsel, the Board finds that:
  - A. The copy of the Candidate's birth certificate establishes the Candidate's eligibility for the office of President of the United States as a "Natural Born Citizen" as is required by Article II, Section 1 of the United States Constitution.

IT IS HEREBY ORDERED that the Candidate's Motion to Strike and Dismiss the Objector's Petition is GRANTED, based on the findings contained in Paragraph 5 above, and the name of Barack Obama, Democratic Party Candidate for nomination to the office of President of the United States, be certified for the March 20, 2012 General Primary Election ballot.

DATED: 2/2/2012

William M. McGuffage, Chairman

#### BEFORE THE DULY CONSTITUTED

# ELECTORAL BOARD FOR THE HEARING

# AND PASSING UPON OBJECTIONS FOR THE

# OFFICE OF THE PRESIDENT OF THE UNITED STATES

Michael Jackson (objector)	{
VS	{ 12 SOEB GP 104
Barack Obama (candidate)	{

# RECOMMENDATION OF THE HEARING EXAMINER

- 1. The Candidate timely filed nominating petitions for the March 20, 2012 General Primary Election as Candidate for President of the United States Democratic primary.
- 2. The Objector timely filed an objection to the Candidate's nominating petitions.
- 3. The above-referenced objection was called by the State Officers Electoral Board on January 24, 2012.
- 4. Michael Jackson filed a Pro se Appearance as Objector.
- 5. Michael Kreloff and Michael Kasper filed Appearances on behalf of the Candidate.
- 6. A case management conference was held on January 24, 2012, immediately following the calling of cases and filing of Appearances.
- 7. The Candidate's attorneys timely filed <u>Candidate's Motion to Strike and Dismiss Objector's Petition</u>. The basis of the motion is as follows:
  - A. Objector failed to comply with Section 10-8, Never stating "Objector's Interest" in filing the objection, nor any appropriate relief within the power of the Electoral Board.
  - B. Objector's Petition is Based upon an Incorrect Legal Interpretation of Whal Constitutes a "Natural Born Citizen"
- 8. The Objector did not file any motions against the Candidate by the January 25, 2012, 5:00pm deadline.

- 9. The Objector did not file a Response to the <u>Candidate's Motion to Strike and Dismiss Objector's Petition.</u>
- 10. The Objector timely filed <u>Objector's Opposition to Candidate's Motion to Strike and Dismiss Objector's Petition.</u> Said pleading is illogical, nonsensical and not worthy of consideration.

# **MOTION TO DISMISS**

- 1. The Rules of Procedure, # 7, provides the Board is to decide all dispositive motions upon receipt of the recommendation of a Hearing Examiner and/or General Counsel.
- 2. A copy of the Candidate's birth certificate is attached to the Candidate's Motion as Exhibit A. Said Exhibit A is attached to this Recommendation.
- It is argued that the Objector does not adequately state his interest in filing the objection.
   It will be assumed, for the sake of argument, that the Objector has adequately stated his interest.
- 4. The birth certificate attached as Exhibit A clearly establishes the Candidate's eligibility for office as a "Natural Born Citizen"

# **RECOMMENDATION**

For the reasons set forth above, it is the Recommendation of the Hearing Examiner the <u>Candidate's Motion to Strike and Dismiss Objector's Petition</u> be granted.

Respectfully Submitted,

fare Tombo

James Tenuto

Hearing Examiner

Date: January 27, 2012

# **CERTIFICATE OF SERVICE**

I, James Tenuto, Hearing Examiner, do hereby certify that I served a copy of the Recommendation of the
Hearing Examiner to the following on January 27, 2012 by the method set forth following the names:

Michael Kreloff and

Email to: Capitolaction@ Yahoo.com

Michael Kasper

Michael Jackson

Email to: JesusChristsBloodSaves@ Gmail.com

Respectfully Submitted,

James Tenuto

Hearing Examiner

STATE OF HAWAII	CERTIFICAT	CERTIFICATE OF LIVE			DEPARTMENT OF HEALTH 61 10641		
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13. Evidence for Delayed Filing or Alteration							

APR 25 201

I CERTIFY THIS IS A TRUE COPY OR ABSTRACT OF THE RECORD ON FILE IN THE HAWAII STATE DEPARTMENT OF HEALTH

Olvin T. Onaka, Ph.D. STATE REGISTRAR